

Cosmetics Europe - The Personal Care Association

These comments are submitted on behalf of Yu-Lun HUANG,
Technical Regulatory & International Affairs Manager
Cosmetics Europe - The Personal Care Association

Callaway, Stacey (ECY)

From: ECY RE TOXIC FREE COSMETICS
Sent: Monday, April 14, 2025 9:18 AM
To: Callaway, Stacey (ECY)
Subject: FW: USA TBT Enquiry Point Passing Along to Washington State Comments from Cosmetics Europe on Proposed Rule Chapter 173-339 WAC Cosmetic Products Restrictions (Formaldehyde in Cosmetics)
Attachments: Cosmetics_Europe_Comments_on_USA2187.pdf; usa2187 (3).docx; Formaldehyde in Cosmetics Formal Public Comment Period comment Submitted on Behalf of Cosmetics Europe

Hi Stacey,

We have received two comments in the Toxic Free Cosmetics mailing inbox and I am forwarding them to you here. I will also respond to your email from earlier today asking about comments submitted just in case.

Best,

Billy Almanza (he/him)
Chemical Action Planner
Hazardous Waste & Toxics Reduction Program
BalM461@ecy.wa.gov | (564) 999-3250

From: Hogan, MaryAnn G. (Fed) <maryann.hogan@nist.gov>
Sent: Friday, April 11, 2025 1:16 PM
To: ECY RE TOXIC FREE COSMETICS <ToxicFreeCosmetics@ECY.WA.GOV>
Cc: Potter, Geoff (GOV) <Geoff.Potter@gov.wa.gov>; Goetz, Kimberly (ECY) <KGOE461@ECY.WA.GOV>; Minor, Rose (GOV) <Rose.Minor@GOV.wa.gov>; Smith, Marissa (ECY) <MASM461@ECY.WA.GOV>; GROW-EU-TBT@ec.europa.eu; usatbtep <usatbtep@nist.gov>
Subject: USA TBT Enquiry Point Passing Along to Washington State Comments from Cosmetics Europe on Proposed Rule Chapter 173-339 WAC Cosmetic Products Restrictions (Formaldehyde in Cosmetics)

External Email

Dear Colleagues in the Washington Department of Ecology,

Our office received today, 4/11/2025, and is passing along the attached comments on behalf of Cosmetics Europe on a proposed rule for Chapter 173-339 WAC Cosmetic Products Restrictions (Formaldehyde in Cosmetics (details at <https://ecology.wa.gov/regulations-permits/laws-rules-rulemaking/rulemaking/wac-173-339>)). This e-mail address (ToxicFreeCosmetics@ecy.wa.gov) is provided in association with the Washington Dept of Ecology rulemaking proposal. The comments from Cosmetics Europe have also been submitted using the Public Comment form at <https://hwtr.ecology.commentinput.com/?id=VAax2rKReP>; a copy of the confirmation message we received for the submission of comments on behalf of Cosmetics Europe is attached for reference.

Rule proposal documents:

- [Proposed rule](#): Includes draft requirements such as restrictions on intentionally added formaldehyde and formaldehyde releasers.
- [Draft Implementation Plan](#): Describes rulemaking and other efforts to make cosmetic products safer and to protect Washington residents, particularly people with higher toxic exposures.
- [Preliminary Regulatory Analyses](#): Explains potential costs and benefits of the proposed rule.
- [Draft SEPA Determination of Non-Significance and Environmental Checklist](#): Describes potential environmental benefits of the proposed rule.

The proposed rule was notified by our office to the Committee on Technical Barriers to Trade (TBT) at the World Trade Organization (WTO) ([WTO TBT Committee](#)). It was circulated by the WTO on 12 February 2025 under the notification symbol [G/TBT/N/USA/2187](#) (copy attached). The notification symbol is like a Docket or reference number and was assigned to this Washington Proposed Rule by the WTO TBT Committee, to which our office is obligated to submit certain U.S. proposed rules that could affect international trading partners. A basic overview of the notification of certain regulatory actions by the USA to the WTO TBT Committee is available at <https://www.nist.gov/standardsgov/usa-wto-tbt-enquiry-point>.

Please contact us if you have any questions or if you need additional information, **and please also confirm receipt of this message as well as Cosmetic Europe's comments. If the Washington Department of Ecology wishes to respond to the comments, kindly provide the responses to us, the USA TBT Enquiry Point, and we will pass along to the commenter as well as our counterpart office in the EU within the European Commission.**

Thank you,

MaryAnn Hogan
 USA WTO TBT Enquiry Point
 Standards Coordination Office (SCO)
 National Institute of Standards and Technology (NIST)
 E-mail: usatbtep@nist.gov
 ePing SPS&TBT Platform: <https://epingalert.org/>
 About Us: <https://www.nist.gov/standardsgov/usa-wto-tbt-enquiry-point>

From: Yu-Lun Huang <yhuang@cosmeticseurope.eu>
Sent: Friday, April 11, 2025 10:16 AM
To: usatbtep <usatbtep@nist.gov>
Subject: Cosmetics Europe's comment on G/TBT/N/USA/2187 Chapter 173-339 WAC Cosmetic Products Restrictions (Formaldehyde in Cosmetics)

Dear Sir, Madam,

Attached please find Cosmetics Europe's comment on G/TBT/N/USA/2187 Chapter 173-339 WAC Cosmetic Products Restrictions (Formaldehyde in Cosmetics).

We appreciate a confirmation of receipt of this letter and would like to thank you for your consideration of our comment.

Best regards,

Cosmetics Europe

Yu-Lun HUANG
Technical Regulatory & International Affairs Manager



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Cosmetics Europe - The Personal Care Association

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